

6549/USSN 10/537,431
Group Art Unit 3654

REMARKS

Applicants have considered the outstanding official action. It is respectfully submitted that the claims are in condition for allowance as set forth below. Applicants note with thanks the Examiner's indication that claims 1-23 and 30-32 are allowed and that claims 35, 37, 38/37 and 39/37 would be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claims.

Claims 24-29 and 42-43 are rejected under 35 U.S.C. §112, second paragraph, as being indefinite as to claims 24 and 42 and the gluer as claimed.

To clarify that the gluer of claim 1 is different from the gluer of claim 24, applicants have amended claim 1 to refer to a "first gluer" and claim 24 to refer to a "second gluer". The gluer of claim 1 applies glue to cores and the gluer of claim 24 applies glue to a free edge of the roll after winding. The second gluer is, for example, as denoted by 21 in the drawing. The gluer of claim 1 is, for example, as denoted by 39 and 41.

As to claim 42 "the gluer" has been amended to read "a gluer".

6549/USSN 10/537,431
Group Art Unit 3654

Accordingly, the matters asserted as basis for rejection under 35 U.S.C. §112, second paragraph, have been addressed. Withdrawal of the §112 rejection is respectfully requested.

The outstanding rejections based on art are as follows:

- (1) Claims 33-34, 36, 38/36. 39/36, 40, 44 and 46-47 under 35 U.S.C. §102(b) as anticipated by U.S. Patent No. 4,487,377 (Perini);
- (2) Claim 45 under 35 U.S.C. §102(b) over U.S. Patent No. 6,050,519 (Biagiotti);
- (3) Claim 41 under 35 U.S.C. §103(a) over Perini; and
- (4) Claim 48 under 35 U.S.C. §103(a) over Perini.

As to the rejections based on art, it is noted that claims 33, 34, 36, 40, 41 and 44-48 have been canceled and claims 38 and 39 amended to be dependent on allowable claim 37. Accordingly, it is submitted that the rejections denoted as (1)-(4) above are rendered moot. Thus, withdrawal of the rejections based on art is requested.

It is noted that the Examiner acknowledges the claim for priority as to Italian Application Nos. 2002/000236 and 2003/000157 but states that the priority document as to 2002/000236 has not been received. It is

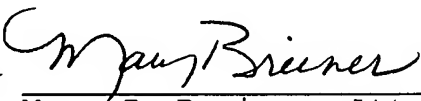
6549/USSN 10/537,431
Group Art Unit 3654

noted that the Notice of Acceptance mailed December 22, 2005 acknowledges receipt of the priority documents. Further, as evident from the attached print-out from the WIPO website, both priority documents were earlier submitted and entered in the parent PCT application on June 17, 2004. Accordingly, acknowledgment of the request for priority and perfection thereof is respectfully requested.

Reconsideration and allowance of the application are respectfully urged.

Respectfully submitted,

GUGLIELMO BIAGIOTTI ET AL

By 

Mary J. Breiner, Attorney
Registration No. 33,161
BREINER & BREINER, L.L.C.
P.O. Box 19290
Alexandria, Virginia 22320-0290

Telephone: (703) 684-6885

Attachment - WIPO Document Page Re WO 2004/050520

WORLD
INTELLECTUAL
PROPERTY
ORGANIZATION

IP SERVICES

[Home](#) [IP Services](#) [PatentScope](#) [Patent Search](#)

Search result: 1 of 1

**(WO/2004/050520) REWINDER MACHINE FOR THE PRODUCTION OF ROLLS OF
WEB MATERIAL**[Biblio. Data](#) [Description](#) [Claims](#) [National Phase](#) [Notices](#) [Documents](#)**Published International Application**

<u>Date</u>	<u>Title</u>		
04.11.2004	Later publication of international search report (A3 45/2004)	view	download
17.06.2004	Initial Publication without ISR (A2 25/2004)	view	download

Related Documents on file at the International Bureau (more information)

<u>Date</u>	<u>Title</u>		
03.06.2005	International Preliminary Examination Report (IPER)	view	download
17.06.2004	IT FI2002A000236 03.12.2002 (Pr. Doc.)	view	download
17.06.2004	IT FI2003A000157 30.05.2003 (Pr. Doc.)	view	download